

# **NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS**

In re Application of: KRAIG A. KIRSCHNER  
 Serial No.: 10/668,116  
 For: RISER ASSEMBLY  
 Filed: September 22, 2003  
 Group Art Unit: 3632

Hon. Commissioner for Patents  
 P. O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated May 3, 2007 of the Primary Examiner finally rejecting claims 8, 10-12 and 14. The items checked below are appropriate:

1. ☒ Applicant petitions for an extension of time under 37 CFR § 1.136 for two months.
2. ☐ A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
3. ☒ Fee enclosed – charge Deposit Account No. 50-3683:  
☒ small entity \$250.00 ☐ other than small entity \$500.00  
☐ Fee not required (Fee paid in prior appeal)
4. ☐ Enclosed is Appellant's Brief (in triplicate)

Fee enclosed:  
☒ small entity \$250.00 ☐ other than small entity \$500.00

☒ The Commissioner is hereby authorized to charge payment of the fees associated with this communication at the Small Entity rate, or credit any overpayment, to Deposit Account 50-3683.

Signature (Rule 191(b))

John D. McConaghy, Reg. No. 26,773

Date: October 3, 2007

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